

MAIL DATA CANCELLED
O I P E
AUG 27 2001
PATENT & TRADEMARK OFFICE
JC54A

O I P E
AUG 28 2001
PATENT & TRADEMARK OFFICE
JC54A

Corres. and Mail
BOX AF

AF/1642/118
#13/B
92401
RECEIVED
AUG 30 2001
TECH CENTER 1600/2900

**RESPONSE UNDER 37 CFR \$1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1642**

Patent Docket P1256R3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Virginia E. Paton et al. Serial No.: 09/209,023 Filed: December 10, 1998 For: TREATMENT WITH ANTI-ErbB2 ANTIBODIES	Group Art Unit: 1642 Examiner: J. Hunt CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on August 27 2001 <i>Wm Lee</i> Wendy M. Lee
--	--

**AMENDMENT AFTER FINAL OFFICE ACTION UNDER 37 C.F.R. \$1.116
AND REQUEST TO WITHDRAW FINALITY OF OFFICE ACTION**

Box AF
Assistant Commissioner of Patents
Washington, D.C. 20231

DO
NOT
ENTER
9-25-01
CAP

Sir:

In response to the Office Action dated October 25, 2001 issued in connection with the captioned application, please consider the following. A Notice of Appeal was filed February 27, 2001. This amendment is accompanied by a request for a 4 month extension of time and the requisite fee.

IN THE CLAIMS:

Please cancel claims 20-33 without prejudice or disclaimer.

Please add the following claims: